

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ARISE FOR SOCIAL JUSTICE;)
¿OISTE?; NEW ENGLAND STATE-AREA)
CONFERENCE OF THE NAACP;)
REV. TALBERT W. SWAN, II;)
NORMAN W. OLIVER; DARLENE)
ANDERSON; GUMERSINDO GOMEZ;)
FRANK BUNTIN; RAFAEL RODRIQUEZ;)
and DIANA NURSE)
)
Plaintiffs,) Civil Action No. 05-30080 MFP
)
v.)
)
CITY OF SPRINGFIELD and SPRINGFIELD)
ELECTION COMMISSION,)
)
)
Defendants.)
)

ASSENTED TO MOTION TO AMEND SCHEDULING ORDER

Plaintiffs in the above-captioned action hereby respectfully move to amend the Further Revised Scheduling Order entered on January 13, 2006. Counsel for Defendants has assented to this Motion. In support of their Motion Plaintiffs state as follows:

1. The Further Revised Scheduling Order established the following:

Old Scheduling Order	
Event	Deadline
Plaintiffs' expert disclosures	February 24, 2006
Depositions of Plaintiffs' experts	March 24, 2006
Defendants' expert disclosures	April 21, 2006
Depositions of Defendants' experts	May 26, 2006

Case management conference	June 26, 2006
----------------------------	---------------

2. Dr. Engstrom requires more time to complete his expert report in this matter.

Therefore, Plaintiffs request a two week extension of all expert discovery related dates. Altering the discovery schedule will not require re-scheduling the June 26, 2006 status conference.

3. Accordingly, Plaintiffs request that a new Scheduling Order be entered as follows:

New [Proposed] Scheduling Order	
Event	Deadline
Plaintiffs' expert disclosures	March 10, 2006
Depositions of Plaintiffs' experts	April 7, 2006
Defendants' expert disclosures	May 5, 2006
Depositions of Defendants' experts	June 9, 2006
Case management conference	June 26, 2006

February 23, 2006

Respectfully submitted,

ARISE FOR SOCIAL JUSTICE; *oISTE*?; NEW ENGLAND STATE-AREA CONFERENCE OF THE NAACP; REV. TALBERT W. SWAN, II; NORMAN W. OLIVER; DARLENE ANDERSON; GUMERSINDO GOMEZ; FRANK BUNTIN; RAFAEL RODRIQUEZ; and DIANA NURSE

By their attorneys,

/s/ Paul E. Nemser
 Paul E. Nemser (BBO #369180)
 J. Anthony Downs (BBO #532839)
 Monica M. Franceschini (BBO #651208)
 GOODWIN PROCTER LLP
 Exchange Place
 53 State Street
 Boston, MA 02109
 (617) 570-1000

/s/ Nadine Cohen
Nadine Cohen (BBO # 090040)
LAWYERS' COMMITTEE FOR CIVIL RIGHTS
UNDER LAW OF THE BOSTON BAR ASSOCIATION
294 Washington Street, Suite 443
Boston, MA 02108
(617) 988-0609

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Assented to Motion to Amend Scheduling Order (“Motion”) was filed electronically with this Court on this 23rd day of February, 2006 and that all parties will be served via the Court’s electronic filing system. The undersigned further certifies that on this 23rd day of February, 2006 a copy of the within Motion was served via electronic mail on counsel for Defendants, Deanne Ross.

/s/ Monica M. Franceschini
Monica M. Franceschini (BBO #651208)